

## DECLARATION AND POWER OF ATTORNEY

### SOLE INVENTOR

I, Gilbert V. Levin, declare that I am a citizen/subject of the United States of America, residing at 3180 Harness Creek Road, Annapolis, Maryland 21403, that I have read the foregoing specification and claims and I verily believe that I am the original, first, and sole inventor of the invention entitled **USE OF TAGATOSE IN PROMOTING CARDIOVASCULAR HEALTH** described and claimed therein; that I have reviewed and understand the content of the attached specification, including the claims; that I acknowledge my duty to disclose information of which I am aware which is material to patentability of this application as defined in Title 37, Code of Federal Regulations, § 1.56 and that no application for patent or inventor's certificate on this invention has been filed by me or my representatives or assigns in any country foreign to the United States, except as follows:

And I hereby appoint:

David S. Abrams	Reg. No. 22,576	Stacey J. Longanecker	Reg. No. 33,952
Robert H. Berdo	Reg. No. 19,415	Joseph J. Buczynski	Reg. No. 35,084
Alfred N. Goodman	Reg. No. 26,458	Garrett V. Davis	Reg. No. 32,023
Mark S. Bicks	Reg. No. 28,770	Tara Laster Hoffman	Reg. No. 46,510
John E. Holmes	Reg. No. 29,392	Jeffrey J. Howell	Reg. No. 46,402
Lance G. Johnson	Reg. No. 32,531	Marcus R. Mickney	Reg. No. 44,941
Dean H. Nakamura	Reg. No. 33,981	Christian C. Michel	Reg. No. 46,300

of the firm of ROYLANCE, ABRAMS, BERDO & GOODMAN, L.L.P. as my attorneys or agents with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Correspondence and telephone calls are to be directed to:

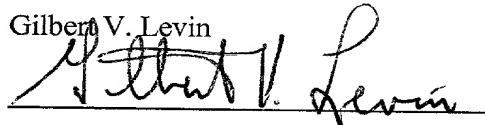
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The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Inventor:

Gilbert V. Levin

Signature:



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Annapolis, Maryland 21403

Date: March 18, 2001